



"Laura Schlichtmann"  
<lschlichtmann@cpsmlaw.com>

12/13/2004 01:26 PM

To <Peter\_McCabe@ao.uscourts.gov>

cc

Subject 1/12/05 public hearing in San Francisco on proposed amendments to FRCP

RECEIVED  
12/13/04

12/13/04

Peter G. McCabe  
Secretary of the Committee on  
Rules of Practice and Procedure  
Administrative Office of the  
United States Courts  
Washington, D.C. 20544

Dear Mr. McCabe:

This is to request that you include Frank M. Pitre as a witness at the January 12, 2005, public hearing in San Francisco before the Advisory Committee on Civil Rules, concerning proposed amendments to the Federal Rules of Civil Procedure relating to discovery of electronic evidence.

Mr. Pitre is a name partner at Cotchett, Pitre, Simon & McCarthy ("CPSM") in Burlingame, California, and is the President-Elect of Consumer Attorneys of California.

Mr. Pitre is currently scheduled to begin trial on January 10, 2005. If that trial proceeds as calendared (50/50 at this point), Mr. Pitre's testimony would be delivered by either Steven N. Williams, another CPSM partner, or Elizabeth C. Pritzker, a senior associate who worked with Mr. Pitre on a recent case that will feature prominently in the testimony, where electronic evidence proved key to a major settlement in the public interest.

Mr. Pitre is interested in using a brief Power Point presentation in support of his testimony. Will the hearing room accommodate such visual aids? If so, would witnesses be expected to supply their own screen as well as the projecting equipment, and would it be possible to get into the hearing room early for set-up?

We would appreciate confirmation of your receipt of this request. I look forward to hearing from you.

Very truly yours,  
Laura Schlichtmann  
Cotchett, Pitre, Simon & McCarthy  
840 Malcolm Road, Suite 200  
Burlingame, CA 94010  
Tel.: (650) 697-6000  
Fax: (650) 697-0577  
my e-mail: [lschlichtmann@cpsmlaw.com](mailto:lschlichtmann@cpsmlaw.com)

04-CV-042  
Request to Testify  
1/12 San Francisco